

C. GRANVILLE WYCHE
ALFRED F. BURGESS
C. THOMAS WYCHE
DAVID L. FREEMAN
JAMES C. PARHAM, JR.
JAMES M. SHOEMAKER, JR.
WILLIAM W. KEHL
CHARLES W. WOFFORD
LARRY D. ESTRIDGE
D. ALLEN GRUMBINE
CARY H. HALL, JR.
CARL F. MULLER
HENRY L. PARR, JR.
BRADFORD W. WYCHE

WYCHE, BURGESS, FREEMAN & PARHAM
PROFESSIONAL ASSOCIATION
ATTORNEYS AT LAW
GREENVILLE, SOUTH CAROLINA 29603

RECORDATION NO. 10840-E
Filed 1425

JUL 1 1980 - 4 00 PM

INTERSTATE COMMERCE COMMISSION

June 29, 1980

RECORDATION NO. 10477-E
Filed 1425
JUL 1 1980 - 4 00 PM
INTERSTATE COMMERCE COMMISSION

POST OFFICE BOX 10207
44 EAST CAMPERDOWN WAY
CABLE ADDRESS: JURAL
TELEPHONE 803-242-3131

Mrs. Lee
Interstate Commerce Commission
Constitution Avenue at 12th St., N.W.
Washington, D. C. 20023

RECORDATION NO. 10840-E
Filed 1425

JUL 1 1980 - 4 00 PM

INTERSTATE COMMERCE COMMISSION

Re: National Railway Utilization Corporation/
Richard J. Kelly; and
National Railway Utilization Corporation/
Balard Leasing Corporation

RECORDATION NO. 10477-F
Filed 1425

JUL 1 1980 - 4 00 PM

INTERSTATE COMMERCE COMMISSION

Dear Mrs. Lee:

Enclosed for filing under Section 11303 of the Interstate Commerce Act please find the following documents:

Amendment to Certificate of Acceptance and Amendment to Security Agreement for Richard J. Kelly and

Amendment to Management Agreement and Amendment to Security Agreement for Balard Leasing Corporation

The Agreements which are amended by these documents were previously filed with your office and with the recording numbers shown below:

<u>Richard Kelly</u>	Security Agreement (10477 on June 11, 1979) Certificate of Acceptance (10477-B on June 11, 1979)
<u>Ballard Leasing</u>	Security Agreement (10840-A on Sept. 24, 1979) Management Agreement (10840 on September 24, 1979)

The address of National Railway Utilization Corporation is 1100 Centre Square East, 1500 Market Street, Philadelphia, Pa. 19102. The address of Richard J. Kelly is 216 Walnut Hill Lane, Havertown, Pa. 19083. The address of Ballard Leasing Corporation is Suite 400, 3 Radnor Corporate Center, 100 Matsonford Road, Radnor, Pa. 19087.

I enclose a check in the amount of \$40.00 to cover these two filings. Please place one of each document on file with your office and return the remaining documents when stamped to this office.

Very truly yours,

Carl F. Muller
Carl F. Muller

CFM/bjm

Enclosures

JUL 1 1980 - 1 00 PM

INTERSTATE COMMERCE COMMISSION

AMENDMENT dated as of February 15, 1980 to that certain SECURITY AGREEMENT dated as of June 11, 1979 between Richard J. Kelly (termed "Owner") and National Railway Utilization Corporation (termed "Secured Party").

WHEREAS, Owner and Secured Party have determined that certain of the 50'6" Type XM Railroad Boxcars which are subject to this Security Agreement should be remarked in order to maximize their utilization and earnings;

NOW, THEREFORE, in consideration of this benefit to the parties and in further consideration of \$1.00 in hand paid by each party to the others, the parties hereto agree as follows:

The Security Agreement is amended by changing the railroad boxcar numbers therein from the following:

NSL 151463
NSL 151464

to the following:

MISS 151463
NSL 151464

IN WITNESS WHEREOF, Owner and Secured Party, each pursuant to due authority have caused these presents to be duly executed.

Rebecca L. Inverso
Witness

Patricia A. Casella
Witness

Richard J. Kelly
Richard J. Kelly, Owner

State of Pennsylvania
County of Philadelphia ss:

Roberto R. Irujo

On this 28th day of MARCH, 1980, before me personally appeared RICHARD J. KELLY, to me personally known, who, being by me duly sworn, says that he and the other witness, PATRICIA A. CASSELLA, personally witnessed Richard Kelly as Owner, duly sign the within Amendment and he acknowledged that the execution of the foregoing instrument was the free act and deed of said Owner.

(Notarial Seal)

Elsie Marlene Williams
Notary Public of Philadelphia

ELSIE MARLENE WILLIAMS
Notary Public, Phila., Phila. Co.

My Commission Expires: My Commission Expires Oct. 18, 1982

RK

NATIONAL RAILWAY UTILIZATION CORPORATION

BY *John P. Tasker*

ITS *VP*

ATTEST *F. W. Stogdell*

ITS *Asst. Secretary*

State of Pennsylvania
County of Philadelphia ss:

On this 28th day of MARCH, 1980, before me personally appeared Charles P. Turnburke, to me personally known, who, being by me duly sworn, says that he is Vice President of National Railway Utilization Corporation, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was duly signed and sealed on behalf of said corporation and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

(Notarial Seal)

Elsie Marlene Williams
Notary Public of Philadelphia

ELSIE MARLENE WILLIAMS
Notary Public, Phila., Phila. Co.
My Commission Expires Oct. 18, 1982

My Commission Expires: My Commission Expires Oct. 18, 1982

WE CONSENT TO THIS AMENDMENT.
RE NSL 151463 THROUGH 151464

NEW ENGLAND MERCHANTS NATIONAL BANK

BY J. Douglas

ITS Vice President

ATTEST William A. York

ITS V.P.

State of Massachusetts

County of Dorchester

ss:

On this 3rd day of June, 1980, before me personally appeared FRANKIE DOUGLAS, to me personally known, who, being by me duly sworn, says that he is Vice President of New England Merchants National Bank, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was duly signed and sealed on behalf of said corporation and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

(Notarial Seal)

William A. York
Notary Public of Mass

My Commission Expires: Nov. 13, 1982

Interstate Commerce Commission
Washington, D.C. 20423

7/15/80

OFFICE OF THE SECRETARY

Carl F. Muller
Wyche, Burgess, Freeman & Parham
P.O. Box 10207
Greenville, S.C. 29603

Dear **Sir:**

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on **7/1/80** at **4:00pm**, and assigned re-
recording number(s). **10477-E, 10477-F & 10840-E & 10840-F**

Sincerely yours,

Agatha L. Mergenovich
Agatha L. Mergenovich
Secretary

Enclosure(s)

SE-30
(7/79)